

N00019-21-F-0213_P00002_E-6B HPTS FLOWDOWNS_02-28-2023

U.S. GOVERNMENT CLAUSES

Prime Contract Delivery Order Number: N00019-21-F-0213

Modification: P00002

Basic Ordering Agreement: N00019-19-G-0031

DPAS: DX-A1

Date of Creation: 02-28-2023

The following customer contract requirements apply to any Purchase Order referencing the above U.S. Government prime contract number and are hereby incorporated into the Purchase Order by full text or by reference with the same force and effect as if they were given in full text. The terms and conditions of the versions of the “Flowdown of U.S. Government Contract Clauses Under U.S. Government Contracts” and “Flowdown Updates” documents in effect on the date of the particular Order shall also apply. These documents are made available at the RTX Supplier Site. The full text of FAR/DFARS clauses may be accessed at <https://www.acquisition.gov/>.

In all provisions and clauses listed herein, terms shall be revised to suitably identify the party to establish Supplier’s obligations to Buyer and to the Government, and to enable Buyer to meet its obligations under the prime contract. Without limiting the generality of the foregoing, and except where further clarified or modified below, the term “Government” and equivalent phrases shall mean “Buyer”, the term “Contracting Officer” shall mean “Buyer’s Purchasing Representative”, the term “Contractor” or “Offeror” shall mean “Supplier”, “Subcontractor” shall mean “Supplier’s Subcontractor” under this Purchase Order, and the term “Contract” shall mean this “Purchase Order”. For the avoidance of doubt, the words “Government” and “Contracting Officer” do not change: (1) when a right, act, authorization or obligation can be granted or performed only by the Government or the prime contract Contracting Officer or duly authorized representative, such as in FAR 52.227-1 and FAR 52.227- 2 or (2) when title to property is to be transferred directly to the Government. Supplier shall incorporate into each lower tier contract issued in support of this Purchase Order all applicable FAR and DFARS provisions and clauses in accordance with the flow down requirements specified in such clauses. Nothing in this Purchase Order grants Supplier a direct right of action against the Government. If any of the following FAR or DFARS clauses do not apply to this Purchase Order, such clauses are considered to be self-deleting.

Buyer or Buyer Affiliates reserve the right to add or update any FAR or DFAR clause or special contract provision based on customer contract directives.

Capitalized words used herein and not otherwise defined shall have the meanings ascribed to them in the Terms and Conditions.

The requirements below are in accordance with the U.S. Government prime contract and are not modified by Buyer for each individual Supplier. Supplier will remain at all times responsible for providing to any government agency, Buyer, or Buyer’s customer, evidence of compliance with the requirements herein or that such requirements are not applicable to the extent satisfactory to the requesting party.

CAUSES INCORPORATED BY REFERENCE:
FAR CLAUSES

Reference	Date	Clause
52.202-1	JUNE 2020	Definitions
52.203-3	APRIL 1984	Gratuities
52.203-5	MAY 2014	Covenant Against Contingent Fees
52.203-6	JUNE 2020	Restrictions On Subcontractor Sales to The Government with ALT I
52.203-7	JUNE 2020	Anti-Kickback Procedures
52.203-8	MAY 2014	Cancellation, Rescission and Recovery of funds for Illegal or Improper Activity
52.203-10	MAY 2014	Price Or Fee Adjustment for Illegal or Improper Activity
52.203-12	JUNE 2020	Price Or Fee Adjustment for Illegal or Improper Activity
52.203-13	OCT 2015	Contractor Code of Business Ethics and Conduct
52.203-14	JUNE 2020	Display of Hotline Posters
52.203-16	DEC 2011	Preventing Personal Conflicts of Interest
52.203-17	JUNE 2020	Contractor Employee Whistleblower Rights and requirement to inform employees of Whistleblower Rights
52.203-18	JAN 2017	Prohibition on Contracting with Entities That Require Certain Internal Confidentiality Agreements or Statements - Representation
52.203-19	JAN 2017	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
52.204-2	MARCH 2021	Security Requirements
52.204-5	OCT 2014	Women-Owned Business (other than small business)
52.204-6	OCT 2016	Unique Entity Identifier
52.204-7	OCT 2016	System for Award Management with ALT I (JULY 2013)
52.204-8	OCT 2018	Annual Representations and Certifications
52.204-9	JAN 2011	Personal Identity Verification of Contractor Personnel
52.204-10	JUNE 2020	Reporting Executive Compensation and First-Tier Subcontract Awards
52.204-12	OCT 2016	Unique Entity Identifier Maintenance
52.204-13	OCT 2018	System for Award Management Maintenance
52.204-14	OCT 2016	Service Contract Reporting Requirements
52.204-15	OCT 2016	Service Contract Reporting Requirements for Indefinite-Delivery Contracts (IDIQ)
52.204-16	JULY 2016	Commercial and Government Entity Code Reporting
52.204-21	JUNE 2016	Basic Safeguarding of Covered Contractor Information Systems
52.204-23	JULY 2018	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities
52.204-25	AUG 2020	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment (Including full text of para. (e) and excluding para. (b) (2).
52.204-26	OCT 2020	Covered Telecommunications Equipment or Services – Representation
52.208-8	APRIL 2014	Required Sources for Helium and Helium usage data
52.209-3	SEPT 1989	First Article Approval—Contractor Testing with ALT I (JAN 1997) and ALT II (SEPT 1989)
52.209-4	SEPT 1989	First Article Approval—Government Testing with ALT I (JAN 1997) and ALT II (SEPT 1989)

Reference	Date	Clause
52.209-5	OCT 2015	Certification Regarding Debarment, Suspension, Proposed Debarment, and Other Responsibility Matters
52.209-6	JUNE 2020	Protecting the Government's Interest When Subcontracting With Contractors Debarred, Suspended, or Proposed for Debarment
52.209-7	JULY 2013	Information Regarding Responsibility Matters
52.209-9	OCT 2018	Updates of Publicly Available Information Regarding Responsibility Matters
52.209-10	NOV 2015	Prohibitions on Contracting with Inverted Domestic Corporations
52.209-11	FEB 2016	Representation by Corporations Regarding Delinquent Tax Liability or a Felony Conviction under any Federal Law
52.209-12	FEB 2016	Certification Regarding Tax Matters
52.210-1	JUNE 2020	Market Research
52.211-1	AUG 1998	Availability of Specifications Listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions, FPMR Part 101-29
52.211-2	APRIL 2014	Availability of Specifications and Data Team Descriptions Listed in the Acquisition Streamlining and Standardization Information System (ASSIST)
52.211-3	JUNE 1988	Availability of Specifications Not Listed in the GSA Index of Federal Specifications, Standards and Commercial Item Descriptions
52.211-4	JUNE 1988	Availability for Examination of Specifications Not Listed in the GSA Index of Federal Specifications, Standards and Commercial Index Descriptions
52.211-5	AUG 2000	Material Requirements
52.211-6	AUG 1999	Brand Name or Equal
52.211-7	NOV 1999	Alternatives to Government-Unique Standards
52.211-15	APRIL 2008	Defense Priority and Allocation Requirements
52.211-17	SEPT 1989	Delivery of Excess Quantities
52.214-26	OCT 2010	Audit and Records – Sealed Bidding with ALT I (March 2009)
52.214-27	AUG 2011	Price Reduction for Defective Certified Cost or Pricing Data— Modifications—Sealed Bidding
52.215-2	OCT 2010	Audit and Records – Negotiation with ALT I (March 2009)
52.215-10	AUG 2011	Price Reduction for Defective Certified Cost or Pricing Data
52.215-11	AUG 2011	Price Reduction for Defective Certified Cost or Pricing Data-- Modifications
52.215-12	OCT 2010	Subcontractor Cost or Pricing Data
52.215-12 (DEV)	JULY 2018	Subcontractor Certified Cost or Pricing Data (Deviation 2018-O0015)
52.215-13 (DEV)	JUNE 2020	Subcontractor Certified Cost or Pricing Data – Modifications Dev. 2018-O0015)
52.215-14	JUNE 2020	Integrity of Unit Prices
52.215-14 ALT I	OCT 1997	Integrity of Unit Prices (OCT 2010) – ALT I
52.215-15	OCT 2010	Pension Adjustments and Asset Reversions
52.215-16	JUNE 2003	Facilities Capital Cost of Money
52.215-18	JULY 2005	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other than Pensions
52.215-19	OCT 1997	Notification of Ownership Changes
52.215-20	OCT 2010	Requirements for Certified Cost or Pricing Data or information other than cost or pricing data with ALT I (OCT 2010), ALT II (OCT 1997), ALT III (OCT 1997) and ALT IV (OCT 2010)
52.215-21	JUNE 2020	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data – Modifications with ALT I (OCT 2010), ALT II (OCT 1997), ALT III (OCT 1997) and ALT IV (OCT 2010)
52.215-22	OCT 2010	Limitations on Pass-Through Charges—Identification of Subcontract Effort

Reference	Date	Clause
52.215-23	JUNE 2020	Limitations on Pass-Through Charges
52.216-7	AUG 2018	Allowable Cost and Payment
52.216-24	APRIL 1984	Limitation of Government Liability
52.217-6	MARCH 1989	Option for Increased Quantity
52.219-8	OCT 2018	Utilization of Small Business Concerns
52.219-9	JUNE 2020	Small Business Subcontracting Plan
52.219-9 (ALT II)	NOV 2016	Small Business Subcontracting Plan – ALT II
52.222-3	JUNE 2003	Convict Labor
52.222-4	MAY 2018	Contract Work Hours and Safety Standards Act – Overtime Compensation
52.222-17	MAY 2014	Non-displacement of Qualified Workers
52.222-19	JAN 2020	Child Labor – Cooperation with Authorities and Remedies
52.222-20	JUNE 2020	Contracts for Materials, Supplies, Articles, and Equipment Exceeding \$15,000
52.222-21	APRIL 2015	Prohibition of Segregated Facilities
52.222-26	SEPT 2016	Equal Opportunity
52.222-35	JUNE 2020	Equal Opportunity for Veterans
52.222-36	JUNE 2020	Affirmative Action for Workers with Disabilities
52.222-37	JUNE 2020	Employment Reports on Veterans
52.222-40	DEC 2010	Notification of Employee Rights Under the National Labor Relations Act
52.222-41	AUG 2018	Service Contract Act of 1965
52.222-43	AUG 2018	Fair Labor Standards Act and Service Contract Labor Standards – Price Adjustment
52.222-44	MAY 2014	Fair Labor Standards Act and Service Contract Labor Standards – Price Adjustment
52.222-50	OCT 2020	Combating Trafficking in Persons
52.222-54	OCT 2015	Employment Eligibility Verification
52.222-55	NOV 2020	Minimum Wages under EO 13658
52.222-62	JAN 2017	Paid Sick Leave under EO 13706
52.223-3	JAN 1997	Hazardous Material Identification and Material Safety Data
52.223-6	MAY 2001	Drug Free Workplace
52.223-7	JAN 1997	Notice of Radioactive Materials
52.223-11	JUNE 2016	Ozone-Depleting Substances
52.223-18	JUNE 2020	Encouraging Contractor Policies to Ban Text Messaging While Driving
52.223-20	JUNE 2016	Aerosols
52.223-21	JUNE 2016	Foams
52.224-1	APRIL 1984	Privacy Act Notification
52.224-2	APRIL 1984	Privacy Act
52.224-3	JAN 2017	Privacy Training
52.225-1	MAY 2014	Buy American - Supplies
52.225-3	MAY 2014	Buy American – Free Trade Agreements – Israeli Trade Act with ALT I, II and III (May 2014)
52.225-4	MAY 2014	Buy American—Free Trade Agreements—Israeli Trade Act Certificate with ALT I, II and III (MAY 2014)
52.225-5	OCT 2019	Trade Agreements
52.225-8	OCT 2010	Duty-Free Entry
52.225-13	FEB 2021	Restrictions on Certain Foreign Purchases
52.225-18	MARCH 2015	Place of Manufacture
52.225-19	MARCH 2008	Contractor Personnel in a Designated Operational Area or Supporting a Diplomatic or Consular Mission Outside the United States

Reference	Date	Clause
52.225-23	OCT 2016	Required Use of American Iron, Steel, and Manufactured Goods - Buy American Statute - Construction Materials Under Trade Agreements
52.225-24	MAY 2014	Notice of Required Use of American Iron, Steel, and Manufactured Goods - Buy American Statute - Construction Materials Under Trade Agreements with ALT I (MAY 2014) and ALT II (MARCH 2009)
52.225-25	JUNE 2020	Prohibition on Contracting with Entities Engaging in Certain Activities or Transactions Relating to Iran - Representation and Certifications.
52.225-26	OCT 2016	Contractors Performing Private Security Functions outside the United States
52.226-6	MAY 2014	Promoting Excess Food Donation to Nonprofit Organizations
52.227-1 w ALT I and ALT II	DEC 2007	Authorization and Consent w ALT I (APRIL 1984) and ALT II (APRIL 1984)
52.227-2	JUNE 2020	Notice and Assistance Regarding Patent and Copyright Infringement
52.227-9	APRIL 1984	Refund of Royalties
52.227-10	DEC 2007	Filing of Patent Applications--Classified Subject Matter
52.227-11	MAY 2014	Patent Rights - Ownership by The Contractor with ALT I (JUNE 1989), II (DEC 2007), III (JUNE 1989), IV (JUNE 1989) and V (DEC 2007).
52.227-13	DEC 2007	Patent Rights – Ownership by the Government with ALT I (JUNE 1989) and II (DEC 2007)
52.227-14	MAY 2014	Rights in Data – General with ALT I through V (DEC 2007)
52.227-15	DEC 2007	Representation of Limited Rights Data and Restricted Computer Software
52.227-18	DEC 2007	Rights in Data – Existing works
52.227-19	DEC 2007	Commercial Computer Software—Restricted Rights
52.227-20	MAY 2014	Rights in Data - SBIR Program
52.227-21	MAY 2014	Technical Data Declaration, Revision, and Withholding of Payment—Major Systems
52.227-22	JUNE 1987	Major System—Minimum Rights
52.227-23	JUNE 1987	Rights to Proposal Data Technical.
52.228-5	JAN 1997	Insurance - Work on A Government Installation
52.230-2	JUNE 2020	Cost Accounting Standards (Deviation 2018-O0015)
52.230-3	JUNE 2020	Disclosure and Consistency of Cost Accounting Practices (Deviation 2018-O0015)
52.230-4	JULY 2018	Disclosure and Consistency of Cost Accounting Practices for Contracts Awarded to Foreign Concerns (Deviation 2018-O0015)
52.230-6	JUNE 2010	Administration of Cost Accounting Standards
52.232-16	MARCH 2020	Progress Payments (Deviation 2020-O0010)
52.232-32	APRIL 2012	Performance Based Payments
52.232-39	JUNE 2013	Unenforceability of Unauthorized Obligations
52.232-40	DEC 2013	Providing Accelerated Payments to Small Business Subcontractors
52.233-1	MAY 2014	Disputes
52.233-3	AUG 1996	Protest After Award
52.233-3	JUNE 1985	Protest After Award with (ALT I)
52.234-1	SEPT 2016	Industrial Resources Developed under Defense Production Act Title III
52.234-4	NOV 2016	Earned Value Management System
52.237-2	APRIL 1984	Protection of Government Buildings, Equipment and Vegetation
52.242-3	MAY 2014	Penalties for Unallowable Costs
52.242-4	JAN 1997	Certification of Final Indirect Costs
52.242-5	JAN 2017	Payments to Small Business Subcontractors
52.242-13	JULY 1995	Bankruptcy
52.242-15	AUG 1989	Stop Work Order with ALT I

Reference	Date	Clause
52.242-17	APRIL 1984	Government Delay of Work
52.243-1	AUG 1987	Changes – Fixed Price with ALT I through ALT V (APRIL 1984)
52.243-2	AUG 1987	Changes – Cost Reimbursement with ALT I through ALT V (APRIL 1984)
52.243-3	SEPT 2000	Changes – Time and Materials
52.243-4	JUNE 2007	Changes
52.243-5	APRIL 1984	Changes and Changed Conditions
52.243-6	APRIL 1984	Change Order Accounting
52.243-7	JAN 2017	Notification of Changes
52.244-2	JUNE 2020	Subcontracts
52.244-5	Dec 1996	Competition in Subcontracting
52.244-6	NOV 2020	Subcontracts for Commercial Items
52.245-1	JAN 2017	Government Property with ALT I and II (APRIL 2012)
52.245-9	APRIL 2012	Use and Charges
52.246-2	AUG 1996	Inspection of Supplies – Fixed Price with ALT I and II (JULY 1985)
52.246-3	MAY 2001	Inspection of Supplies - Cost-Reimbursement
52.246-4	AUG 1996	Inspection of Services – Fixed Price
52.246-5	APRIL 1984	Inspection of Services—Cost-Reimbursement
52.246-6	MAY 2001	Inspection—Time-and-Material and Labor-Hour with ALT I (APRIL 1984)
52.246-7	AUG 1996	Inspection of R&D – Fixed Price
52.246-8	MAY 2021	Inspection of Research and Development Cost-Reimbursement with ALT I (APRIL 1984)
52.246-11	DEC 2014	Higher-Level Contract Quality Requirement
52.246-15	APRIL 1984	Certificate of Conformance
52.246-16	APRIL 1984	Responsibility for Supplies
52.246-17	JUNE 2003	Warranty of Supplies of a Noncomplex Nature with ALT II, III, IV and V (APRIL 1984)
52.246-18	MAY 2001	Warranty of Supplies of a Complex Nature with ALT II, III and IV (APRIL 1984)
52.246-23	FEB 1997	Limitation of Liability
52.246-24	FEB 1997	Limitation of Liability – High Value Items
52.246-24 (ALT I)	APRIL 1984	Limitation of Liability – High Value Items (ALT I)
52.246-25	JUNE 2020	Limitation of Liability - Services
52.246-26	JUNE 2020	Reporting of Non-Conforming Items
52.247-3	APRIL 1984	Capability to Perform a Contract for the Relocation of a Federal Office
52.247-29	FEB 2006	F.O.B. Origin
52.247-30	FEB 2006	F.O.B. Origin, Contractor's Facility
52.247-63	JUNE 2003	Preference for U.S. Flag Air Carriers
52.247-64	FEB 2006	Preference for Privately Owned U.S. Flag Commercial Vessels with ALT I (APRIL 2003) and ALT II (FEB 2006)
52.248-1	JUNE 2020	Value Engineering
52.249-1	APRIL 1984	Termination for Convenience of the Government (Fixed Price, Short Form) with ALT I (APRIL 1984)
52.249-2	APRIL 2012	Termination for Convenience of the Government (Fixed- Price) with ALT I, II and III (SEPT 1996)
52.249-3	APRIL 2012	Termination for Convenience of the Government Dismantling, Demolition, or Removal of Improvements with ALT I (SEPT 1996)
52.249-6	MAY 2004	Termination (Cost Reimbursement) with ALT I, II, III, IV and V (SEPT 1996)
52.249-8	APRIL 1984	Default (Fixed-Price Supply & Service) with ALT I
52.249-9	APRIL 1984	Default (Fixed Price R&D)
52.249-14	APRIL 1984	Excusable Delays

Reference	Date	Clause
52.251-1	APRIL 2012	Government Supply Sources

DFARS CLAUSES

Reference	Date	Clause
252.201-7000	DEC 1991	Contracting Officer's Representative
252.203-7000	SEPT 2011	Requirements Relating to Compensation of Former DoD Officials
252.203-7001	DEC 2008	Prohibition on Persons Convicted of Fraud or Other Defense - Contract-Related Felonies
252.203-7002	SEP 2013	Requirement to Inform Employees of Whistleblower Rights
252.203-7003	AUG 2019	Agency Office of the Inspector General
252.203-7004	AUG 2019	Display of Hotline Posters
252.204-7000	OCT 2016	Disclosure of Information
252.204-7003	APRIL 1992	Control of Government Personnel work product
252.204-7004	FEB 2014	Alternate A, System for Award Management
252.204-7005	NOV 2001	Oral Attestation of Security Responsibilities
252.204-7008	OCT 2016	Compliance with Safeguarding Covered Defense Information Controls
252.204-7009	OCT 2016	Limitations on the Use and Disclosure of Third-party Contractor Reported Cyber Incident Information
252.204-7010	JAN 2009	Requirement for Contractor to Notify DoD if the Contractor's Activities are Subject to Reporting Under the U.S.-International Atomic Energy Agency Additional Protocol
252.204-7012	DEC 2019	Safeguarding Covered Defense Information and Cyber Incident Reporting
252.204-7015	MAY 2016	Notice of Authorized Disclosure of Information for Litigation Support
252.204-7016	DEC 2019	Covered Defense Telecommunications Equipment or Services - Representation
252.204-7017	DEC 2019	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services - Representation
252.204-7018	JAN 2021	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services
252.204-7019	NOV 2020	NIST SP 800-171 – DOD Assessment Requirements
252.204-7020	NOV 2020	NIST SP 800-171 DoD Assessment Requirements
252-205-7000	DEC 1991	Provision Of Information to Cooperative Agreement Holders
252.208-7000	DEC 1991	Intent To Furnish Precious Metals as Government-Furnished Material
252.208-7000	DEC 1991	Intent to Furnish Precious Metals as Government-Furnished Material
252.209-7002	JUNE 2010	Disclosure of Ownership or Control by a Foreign Government
252.209-7004	MAY 2019	Subcontracting With Firms That Are Owned or Controlled by The Government of a Country that is a State Sponsor of Terrorism
252.209-7008	DEC 2010	Notice of Prohibition Relating to Organizational Conflict of Interest-Major Defense Acquisition Program
252.209-7010	AUG 2011	Critical Safety Items
252.211-7003	MARCH 2016	Item Unique Identification and Valuation
252.211-7005	NOV 2005	Substitutions for Military or Federal Specifications and Standards
252.211-7006	JUNE 2016	Passive Radio Frequency Identification
252.211-7007	AUG 2012	Reporting of Government-Furnished Property
252.211-7008	SEPT 2010	Use of Government Assigned Serial Numbers
252.215-7002	DEC 2012	Cost Estimating System Requirements

Reference	Date	Clause
252.215-7010	JULY 2019	Requirements for Certified Cost or Pricing Data and Other than Certified Cost or Pricing Data
252.217-7028	DEC 1991	Over and Above Work
252.219-7000	SEPT 2016	Advancing Small Business Growth
252.219-7003	DEC 2019	Small Business Subcontracting Plan (DOD Contracts) Basic
252.222-7006	DEC 2010	Restrictions on the Use of Mandatory Arbitration Agreements
252.222-7007	JAN 2015	Representation Regarding Combating Trafficking in Persons
252.223-7001	DEC 1991	Hazard Warning Labels
252.223-7002	MAY 1984	Safety Precautions for Ammunition and Explosives
252.223-7004	SEPT 1988	Drug Free Workplace
252.223-7006	SEPT 2014	Prohibition on Storage, Treatment and Disposal of Toxic or Hazardous Materials with ALT I (SEPT 2014)
252.223-7007	SEPT 1999	Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives
252.223-7008	JUNE 2013	Prohibition of Hexavalent Chromium
252.225-7001	DEC 2017	Buy American Act and Balance of Payments Program with ALT I (DEC 2016)
252.225-7002	DEC 2017	Qualifying Country Sources as Subcontractors
252.225-7004	OCT 2020	Report of Intended Performance Outside the United States and Canada - Submission after Award
252.225-7006	AUG 2015	Acquisition of the American Flag
252.225-7007	DEC 2018	Prohibition on Acquisition of Certain Items from Communist Chinese Military Companies – Applies in lieu of FAR 52.225-1.
252.225-7008	MARCH 2013	Restriction on Acquisition of Specialty Metals
252.225-7009	DEC 2019	Restriction on Acquisition of Certain Articles Containing Specialty Metals
252.225-7012	DEC 2017	Preference for Certain Domestic Commodities
252.225-7013	APRIL 2020	Duty-Free Entry
252.225-7015	JUNE 2005	Restriction on Acquisition of Hand or Measuring Tools
252.225-7016	JUNE 2011	Restriction on Acquisition of Ball and Roller Bearings Export-Controlled Items
252.225-7021	SEPT 2019	Trade Agreements
252.225-7025	DEC 2009	Restriction on Acquisition of Forgings
252.225-7026	SEPT 2013	Acquisition Restricted to Products or Services from Iraq or Afghanistan
252.225-7028	APRIL 2003	Exclusionary Policies and Practices of Foreign Governments
252.225-7030	DEC 2006	Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate
252.225-7031	JUNE 2005	Secondary Arab Boycott of Israel
252.225-7033	APRIL 2003	Waiver of United Kingdom Levies
252.225-7035	NOV 2014	Buy American Act - Free Trade Agreement -- Balance of Payments Program Certificate with ALT I (NOV 2014), ALT II (NOV 2014), ALT III (NOV 2014), IV (NOV 2017) and V (NOV 2014)
252.225-7036	DEC 2017	Buy American Act - Free Trade Agreement -- Balance of Payments Program with ALT I – V (DEC 2017)
252.225-7040	OCT 2015	Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States
252.225-7043	JUNE 2015	Anti-Terrorism/Force Protection Policy for Defense Contractors Outside the United States
252.225-7048	JUNE 2013	Export Controlled Items
252.225-7975	AUG 2020	Additional Access to Contractor and Subcontractor Records (DEVIATION 2020-O00022)

Reference	Date	Clause
252.225-7993	AUG 2020	Prohibition on Providing Funds to the Enemy (Deviation 2020-O0022)
252.226-7001	APRIL 2019	Utilization of Indian Organizations, Indian-Owned Economic Enterprises and Native Hawaiian Small Bus. Concerns
252.227-7013	FEB 2014	Rights in Technical Data – Non-Commercial Items with ALT I (JUNE 1995) and II (MARCH 2011)
252.227-7014	FEB 2014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation
252.227-7015	FEB 2014	Technical Data - Commercial Items with ALT I (DEC 2011)
252.227-7016	JAN 2011	Rights in Bid or Proposal Information
252.227-7017	JAN 2011	Identification and Assertion of Use, Release or Disclosure Restrictions
252.227-7018	FEB 2014	Rights in Noncommercial Technical Data and Computer Software - Small Business Innovation Research (SBIR) Program
252.227-7019	SEP 2016	Validation of Asserted Restrictions - Computer Software
252.227-7020	JUNE 1995	Rights in Special Works
252.227-7021	MARCH 1979	Rights in Data – Existing Works
252.227-7022	MARCH 1979	Government Rights - Unlimited
252.227-7023	MARCH 1979	Drawings and Other Data to Become Property of Government
252.227-7024	APRIL 1984	Notice and Approval of Restricted Designs
252.227-7025	MAY 2013	Limitations on the Use or Disclosure of Government- Furnished Information Marked with Restrictive Legends
252.227-7026	APRIL 1988	Deferred Delivery of Technical Data or Computer Software
252.227-7027	APRIL 1988	Deferred Ordering of Technical Data or Computer Software
252.227-7028	JUNE 1995	Technical Data or Computer Software Previously Delivered to the Government
252.227-7030	MARCH 2000	Technical Data – Withholding of Payment
252.227-7033	APRIL 1966	Rights in Shop Drawings
252.227-7037	SEP 2016	Validation of Restrictive Markings on Technical Data
252.227-7038	JUNE 2012	Patent Rights – Ownership by the Contractor (Large Business) with ALT I (DEC 2007)
252.227-7039	APRIL 1990	Patents – Reporting of Subject Inventions
252.228-7000	DEC 1991	Reimbursement for War-Hazard Losses
252.228-7001	JUNE 2010	Ground and Flight Risk
252.228-7003	DEC 1991	Capture and Detention
252.228-7005	DEC 1991	Accident/Mishap Reporting and Investigation Involving Aircraft, Missiles and Space Launch Vehicles
252.229-7011	SEPT 2005	Reporting of Foreign Taxes – U.S. Assistance Programs
252.231-7000	DEC 1991	Supplemental Cost Principles
252.231-7012	APRIL 2020	Performance Based Payments – Whole Contract Basis
252.234-7002	SEPT 2015	Earned Value Management System
252.234-7004	NOV 2014	Cost and Software Data Reporting System - Basic
252.235-7003	MARCH 2014	Frequency Authorization with ALT I (MARCH 2014)
252.235-7010	MAY 1995	Acknowledgement of Support and Disclaimer
252.235-7011	DEC 2019	Final Scientific or Technical Report
252.239-7000	OCT 2019	Protection Against Compromising Emanations
252.239-7016	DEC 1991	Telecommunications Security Equipment, Devices, Techniques, and Services
252.239-7017	FEB 2019	Notice of Supply Chain Risk
252.239-7018	FEB 2019	Supply Chain Risk
252.243-7001	DEC 1991	Pricing of Contract Modifications
252.243-7002	DEC 2012	Requests for Equitable Adjustment
252.244-7000	JAN 2021	Subcontracts for Commercial Items

Reference	Date	Clause
252.245-7001	APRIL 2012	Tagging, Labeling, and Marking of Government-Furnished Property
252.245-7002	JAN 2021	Reporting Loss of Government Property
252.245-7004	DEC 2017	Reporting, Reutilization and Disposal
252.246-7001	MARCH 2014	Warranty of Data
252.246-7003	JUNE 2013	Notification of Potential Safety Issues
252.246-7004	OCT 2010	Safety of Facilities, Infrastructure, and Equipment for Military Operations
252.246-7005	MARCH 2016	Notice of Warranty Tracking of Serialized Items
252.246-7006	MARCH 2016	Warranty Tracking of Serialized Items
252.246-7007	AUG 2016	Contractor Counterfeit Electronic Parts Detection and Avoidance System
252.246-7008	MAY 2018	Sources of Electronic Parts
252.247-7023	APRIL 2014	Transportation of Supplies by Sea with ALT I and II (APRIL 2014)
252.249-7002	JUNE 2020	Notification of Anticipated Contract Termination Reduction
252.251-7000	AUG 2012	Ordering from Government Supply Sources

CLAUSES INCORPORATED BY FULL TEXT:**C-TXT-ECMRA REQUIRED ENTERPRISE-WIDE CONTRACTOR MANPOWER REPORTING APPLICATION (ECMRA) INFORMATION (NOV 2017)**

The contractor shall report contractor labor hours (including subcontractor labor hours) required for performance of services provided under this contract for the Sustaining Engineering via a secure data collection site. Contracted services excluded from reporting are based on Product Service Codes (PSCs). The excluded PSCs are:

- (1) W, Lease/Rental of Equipment;
- (2) X, Lease/Rental of Facilities;
- (3) Y, Construction of Structures and Facilities;
- (4) D, Automatic Data Processing and Telecommunications, IT and Telecom - Telecommunications Transmission (D304) and Internet (D322) ONLY.
- (5) S, Utilities ONLY;
- (6) V, Freight and Shipping ONLY.

The contractor is required to completely fill in all required data fields using the following web address "<https://www.ecmra.mil>".

Reporting inputs will be for the labor executed during the period of performance during each Government fiscal year (FY), which runs October 1 through September 30. While inputs may be reported any time during the FY, all data shall be reported no later than October 31 of each calendar year. Contractors may direct questions to the help desk, linked at "<https://www.ecmra.mil>".

5252.204-9501 - NATIONAL STOCK NUMBERS (NAVAIR) (MARCH 2007)

(a) This clause applies to supplies that are stock numbered under Federal Catalog System procedures.

(b) Unless otherwise authorized by the Contracting Officer, in writing, the Contractor shall not deliver any supplies until the supplies have been marked with a National Stock Number. All available National Stock Numbers will be furnished by the Government. If National Stock Numbers are not furnished by the Government in time to meet the delivery schedule for the supplies, the Contractor may present the supplies that are scheduled for delivery to the Contracting Officer for acceptance. The Contracting Officer may accept such supplies without National Stock Numbers and the Government will pay the Contractor, provided that title to the supplies is vested in the Government.

(c) The term "Federal Stock Number" (FSN), which may be referred to in the specifications of this contract or elsewhere in this contract, shall mean "National Stock Number" (NSN), and the term "Federal Item Identification Number", wherever it appears, shall mean "National Item Identification Number".

(As used in the foregoing clause, the term "Contracting Officer" shall mean the "Administrative Contracting Officer" (ACO) with respect to provisioned items and other supplies ordered by the ACO.)

5252.204-9502 - REQUIREMENTS FOR LOCAL SECURITY SYSTEM (NAVAIR) (OCT 2005)

The contractor agrees to provide locator information regarding all employees requiring a permanent badge for authorized entrance to the [Patuxent River Naval Air Station]. Entrance is

authorized by this contract as a result of tasks associated with performance of the Section C - Statement of Work only. Initial information shall be provided as each individual is assigned to this contract by using the Locator Form provided as an attachment to this contract. Thereafter, quarterly reports (due at the beginning of each quarter by the fifth day of the month) will be provided with gains/losses (identification of new and replaced or added individuals) and any changes to current personnel (such as telephone number, building number and room number). A point of contact is to be named on each quarterly report for any questions/additional information needed by the Government recipient. The quarterly reports are to be addressed to [the TPOC with copies to the PCO]. All losses are to have the permanent badges returned to [Patuxent River Naval Air Station] on the last day of the individual's task requirement.

5252.204-9504 - DISCLOSURE OF CONTRACT INFORMATION (NAVAIR) (JAN 2007)

(a) The Contractor shall not release to anyone outside the Contractor's organization any unclassified information (e.g., announcement of contract award), regardless of medium (e.g., film, tape, document), pertaining to any part of this contract or any program related to this contract, unless the Contracting Officer has given prior written approval.

(b) Requests for approval shall identify the specific information to be released, the medium to be used, and the purpose for the release. The Contractor shall submit its request to the Contracting Officer at least ten (10) days before the proposed date for release.

(c) The Contractor agrees to include a similar requirement in each subcontract under this contract. Subcontractors shall submit requests for authorization to release through the prime contractor to the Contracting Officer.

5252.211- 9510 - CONTRACTOR EMPLOYEES (NAVAIR) (MAY 2011)

(a) In all situations where contractor personnel status is not obvious, all contractor personnel are required to identify themselves to avoid creating an impression to the public, agency officials, or Congress that such contractor personnel are Government officials. This can occur during meeting attendance, through written (letter or email) correspondence or verbal discussions (in person or telephonic), when making presentations, or in other situations where their contractor status is not obvious to third parties. This list is not exhaustive. Therefore, the contractor employee(s) shall:

(1) Not by word or deed give the impression or appearance of being a Government employee;

(2) Wear appropriate badges visible above the waist that identify them as contractor employees when in Government spaces, at a Government-sponsored event, or an event outside normal work spaces in support of the contract/order;

(3) Clearly identify themselves as contractor employees in telephone conversations and in all formal and informal written and electronic correspondence. Identification shall include the name of the company for whom they work;

(4) Identify themselves by name, their company name, if they are a subcontractor the name of the prime contractor their company is supporting, as well as the Government office they are supporting when participating in meetings, conferences, and other interactions in which all parties are not in daily contact with the individual contractor employee; and

(5) Be able to provide, when asked, the full number of the contract/order under which they are performing, and the name of the Contracting Officer's Representative.

(b) If wearing a badge is a risk to safety and/or security, then an alternative means of identification maybe utilized if endorsed by the Contracting Officer's Representative and approved by the Contracting Officer.

(c) The Contracting Officer will make final determination of compliance with regulations with regard to proper identification of contractor employees.

5252.223-9501 - MATERIAL SAFETY DATA SHEET (MSDS)(NAVAIR) (APRIL 2009)

The contractor shall forward an electronic copy of the Material Safety Data Sheet (MSDS) required under FAR Clause 52.223-3, "Hazardous Material Identification and Material Safety Data", to (Notify Buyer--To Be Advised at time of shipment)

One copy of the MSDS shall be enclosed with the shipping documents. If the shipment is received without an attached copy of the MSDS, the Government has the right to refuse receipt.

5252.227-9501 - INVENTION DISCLOSURES AND REPORTS (NAVAIR) (MAY 1998)

(a) In accordance with the requirements of the Patent Rights clause of this contract, the contractor shall submit "Report of Inventions and Subcontracts" (DD Form 882) along with written disclosure of inventions to the designated Contract Administrator.

(b) The Contract Administrator will forward such reports and disclosures directly to the appropriate Patent Counsel, designated below, for review and recommendations, after which the reports will be returned to the Contract Administrator.

Name and address of Patent Counsel: **Contact Buyer's Authorized Representative for patent counsel information.**

(c) The above designated Patent Counsel will represent the Procurement Contracting Officer with regard to invention reporting matters arising under this contract.

(d) A copy of each report and disclosure shall be forwarded to the Procuring Contracting Officer.

(e) The contractor shall furnish the Contracting Officer a final report within three (3) months after completion of the contracted work listing all subject inventions or certifying that there were no such inventions and listing all subcontracts at any tier containing a patent rights clause or certifying that there were no such subcontracts.

5252.227-9505 - TECHNICAL DATA AND COMPUTER SOFTWARE IDENTIFICATION IN ENGINEERING CHANGE PROPOSALS (ECPs) (NAVAIR)(AUG 1987)

Each Engineering Change Proposal (ECP) submitted by the Contractor shall identify each item of technical data and computer software delivered by the Contractor under any prior Navy contract required to be revised as a result of the proposed change and shall include an estimated price and cost proposal to furnish the revisions.

5252.228-9501 - LIABILITY INSURANCE (NAVAIR) (MARCH 1999)

The following types of insurance are required in accordance with the clause entitled, "FAR 52.228-5, "Insurance--Work on a Government Installation" and shall be maintained in the minimum amounts shown:

(a) Comprehensive General Liability: \$200,000 per person and \$500,000 per accident for bodily injury.

(b) Automobile Insurance: \$200,000 per person and \$500,000 per accident for bodily injury and \$500,000 per accident for property damage.

(c) Standard Workman's Compensation and Employer's Liability Insurance (or, where maritime employment is involved, Longshoremen's and Harbor Worker's Compensation Insurance) in the minimum amount of \$100,000.

(d) Aircraft public and passenger liability: \$200,000 per person and \$500,000 per occurrence for bodily injury, other than passenger liability; \$200,000 per occurrence for property damage. Passenger bodily injury liability limits of \$200,000 per passenger, multiplied by the number of seats or number of passengers, whichever is greater.

5252.232-9509 - TRAVEL APPROVAL AND REIMBURSEMENT PROCEDURES (NAVAIR) (OCT 2013)

(a) General. Performance under this contract may require travel by Contractor personnel. If travel, domestic or overseas, is required, the Contractor is responsible for making all necessary arrangements for its personnel. These include but are not limited to: medical examinations, immunizations, passports/visas/etc., and security clearances.

(b) Travel Approval Process. Prior approval is required for all travel under this contract. Travel shall be reviewed and approved/disapproved as follows:

(1) The Contractor shall provide the [Insert Procuring Contracting Officer (PCO) or Contracting Officer's Representative (COR)] a written request for authorization to travel at least 30 days in advance of the required travel date, when possible. The request should include: purpose of travel, location, travel dates, number of individuals traveling, and all estimated costs associated with the travel (e.g., lodging, meals, transportation costs, incidental expenses, etc.).

(2) The [Insert PCO or COR] will review the travel request and provide, in writing, an approval or disapproval of the travel request to the Contractor [Insert "and the Procuring Contracting Officer." if the COR is reviewing and approving the request.]

(c) Travel Policy.

(1) Travel arrangements shall be planned in accordance with the Federal Travel regulations, prescribed by the General Services Administration for travel in the conterminous 48 United States, (hereinafter the FTR) and the Joint Travel Regulation, Volume 2, DoD Civilian Personnel, Appendix A, prescribed by the Department of Defense (hereinafter the JTR).

(2) The Government will reimburse the Contractor for allowable travel costs incurred by the Contractor in performance of the contract in accordance with FAR Subpart 31.2.

(3) For purposes of reimbursement of travel expenses, the Contractor's official station is defined as within 50 miles of the Contractor's regular work site. (If Contractor has more than one regular work site, the official station is defined as within 50 miles of each of its regular work sites.)

(4) The Contractor's documentation for the reimbursement of travel costs (e.g., receipts) shall be governed as set forth in FAR Subpart 31.2, the FTR, and the JTR.

(5) Car Rental for a team on temporary duty (TDY) at one site will be allowed provided that only one car is rented for every four (4) members of the TDY team. In the event that less than four (4) persons comprise the TDY team, car rental will be allowed if necessary to complete the mission required.

(6) Whenever work assignments require TDY aboard a Government ship, the Contractor will be reimbursed at the per diem identified in the JTR.

5252.247-9502 – UNPACKING INSTRUCTIONS: COMPLEX OR DELICATE EQUIPMENT (NAVAIR) (OCT 1994) and NAVAIR CLAUSE 5252.247-9509 - PRESERVATION, PACKAGING, PACKING and MARKING

As may be specified for designated line item(s) related to HPTS M A Kits, M B kits, AC retrofit kit, optional Spares and/or other Production Support Assets as set forth in Buyer's Purchase Order, the Contractor shall package, pack and mark supplies in accordance with NAVAIR clause 5252.247-9502, Unpacking Instructions: Complex or Delicate Equipment (NAVAIR) (Oct 1994) and NAVAIR clause 5252.247-9509, Preservation, Packaging, Packing and Marking.